THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.3061 OF 2007

ORAL ORDER:

This writ petition is filed seeking a declaration that the order passed by the Assistant Provident Fund Commissioner, Patanchervu under Section 14B of Employees Provident Fund and Miscellaneous Provisions Act, 1952 (for short "the Act"), as well as under Section 7Q of the Act, thereby levying a sum of Rs.3,59,413/-, as confirmed on Appeal by the 1st respondent by order dated 2.3.2005 as arbitrary and illegal.

Having heard the learned counsel for the petitioner and the learned counsel appearing for the respondents, I do not find any justifiable reason to interfere with the orders impugned. However, having regard to the facts and circumstances of the case, I deem it appropriate to permit the petitioner to pay the amount due in instalments, to which the learned counsel for the respondents did not oppose.

Accordingly, the writ petition is disposed of granting liberty to the petitioner to pay the amounts due in six equal monthly instalments commencing from July, 2007 onwards. It is made clear that instalments shall be paid on or before 10th of every month and in case of default, it is open to the respondents to enforce the orders impugned following due process of law. No costs.

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(G. ROHINI, J.)

18th June, 2007.
Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

W.P.No.3061 OF 2007

18th June, 2007.

Between:

M/s Sri Venkateshwara Educational Society
(Sri Venkateshwara High School),
Regd No.1069/87, Block Road,
Zaheerabad,
Medak District, represented by its
Secretary – Sri K. Dasharath Reddy. .. Petitioner.

And

The Employees Provident Fund
Appelalte Tribunal, New Delhi,
represented by its Presiding Officer
and another. .. Respondents.